IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

DATA TREASURY CORPORATION,

Plaintiff,

v.

WELLS FARGO & CO., *et al.*

Defendants

CAUSE NO. 2:06-CV-72 DF

JOINT MOTION FOR EXTENSION OF TIME FOR DEFENDANTS TO FILE RESPONSIVE PLEADINGS

Plaintiff Data Treasury Corporation ("Plaintiff") and the defendants listed in attached Exhibit "A" (collectively "Defendants"), submit this Agreed Motion and respectfully would show the Court as follows:

WHEREAS Plaintiff filed and served or attempted to serve Defendants with the Original Complaint such that responsive pleadings for those Defendants properly served would be due as to the Original Complaint within the next week;

WHEREAS Plaintiff subsequently filed but has not served an Amended Complaint in this action;

WHEREAS in order to expedite handling of the initial responsive pleadings in this matter, Plaintiff and Defendant have agreed that:

1. None of the Defendants need file an answer to the Original Complaint filed in the above-captioned lawsuit.
2. Defendants have until and including June 1, 2006, to answer or otherwise plead to the Amended Complaint.

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3. Plaintiff need not formally serve the Defendants with the Amended Complaint and may serve counsel for each Defendant informally by service on Tom Melsheimer and/or Brett Johnson of Fish & Richardson P.C. (Counsel for the Bank of America entities) who will distribute the Amended Complaint to in-house, and to the extent retained, outside counsel, for the Defendants.

4. Defendants will not seek a further extension of the June 1, 2006 deadline for answering or otherwise filing responsive pleadings as to the Amended Complaint.

Accordingly, Plaintiff and Defendants respectfully pray the Court enter an order directing that:

1. None of the Defendants need file an answer to the Original Complaint filed in the above-captioned lawsuit.

2. Defendants have until and including June 1, 2006, to answer or otherwise plead to the Amended Complaint.

3. Plaintiff need not formally serve the Defendants with the Amended Complaint and may serve counsel for each Defendant informally by service on Tom Melsheimer and/or Brett Johnson of Fish & Richardson P.C. (Counsel for the Bank of America entities) who will distribute the Amended Complaint to in-house, and to the extent retained, outside counsel, for the Defendants.

4. Defendants will not seek a further extension of the June 1, 2006 deadline for answering or otherwise filing responsive pleadings as to the Amended Complaint.

Respectfully submitted,

Dated: April 13, 2006

FISH & RICHARDSON P.C.

By: /s/ Thomas M. Melsheimer

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on April 13, 2006 to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Local Rule CV-5(a)(3).

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